

DEWEY & LEBOEUF LLP
1950 University Avenue, Suite 500
East Palo Alto, CA 94303-2225

DEWEY & LEBOEUF LLP
Barbara A. Caulfield (bcaulfield@dl.com) SBN 108999
Peter E. Root (proot@dl.com) SBN 142348
1950 University Avenue, Suite 500
East Palo Alto, California 94303
Telephone: (650) 845-7000
Facsimile: (650) 845-7333

DEWEY & LEBOEUF LLP
1101 New York Avenue, N.W., Suite 1100
Washington, DC 20005
Telephone: (202) 346-8000
Facsimile: (202) 346-8102

DEWEY & LEBOEUF LLP
1301 Avenue of the Americas
New York, New York 10019
Telephone: (212) 259-8000
Facsimile: (212) 259-6333

*Attorneys for Plaintiff
Brocade Communications Systems, Inc.*

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

MARY E. BARBOUR, AS TRUSTEE OF
THE MARY E. BARBOUR FAMILY
TRUST ONE, Derivatively On Behalf of
BROCADE COMMUNICATIONS
SYSTEMS, INC.,

Plaintiff,

v.

GREGORY L. REYES, *et al.*,

Defendants,

BROCADE COMMUNICATIONS
SYSTEMS, INC., a Delaware corporation,

Realigned Plaintiff

Case No. C 08-02029 CRB

**NOTICE OF VOLUNTARY
DISMISSAL WITHOUT PREJUDICE**

NOTICE OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE
CASE NO.: C-08-02029 CRB

1 Plaintiff Brocade Communications Systems, Inc., by and through the Special Litigation
2 Committee of its Board of Directors, hereby dismisses the above-captioned action in its entirety, and
3 without prejudice, pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure.

4 None of the defendants has served or filed an answer or a motion for summary judgment in
5 this action. Dismissal under Rule 41(a)(1)(A)(i) is therefore appropriate.

6
7 Dated: April 9, 2009

DEWEY & LEBOEUF LLP

8 By: /s/ Peter E. Root

9 Peter E. Root

10 Attorneys For Plaintiff
11 BROCADE COMMUNICATIONS SYSTEMS, INC.

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